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1616

Docket No.: 209184US23

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

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RE: Application Serial No.: 10/024,225

Applicants: A. John ALLEN

Filing Date: December 21, 2001

For: PHILLIPSITIC ZEOLITE SOIL AMENDMENTS

Group Art Unit: 1616

Examiner: CLARDY, S

SIR:

Attached hereto for filing are the following papers:

**Response to Restriction Requirement**

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

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O I P E J.C. DOCKET NO.: 209184US



**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

IN RE APPLICATION OF:

A. John ALLEN, et al : GROUP ART UNIT: 1616

SERIAL NO.: 10/024,225 :

FILED: December 21, 2001 : EXAMINER: CLARDY, S.

FOR: PHILLIPSITIC ZEOLITE SOIL AMENDMENTS

**RESPONSE TO RESTRICTION REQUIREMENT**

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

SIR:

Responsive to the Official Action dated July 10, 2003, Applicants elect:

regarding the restriction requirement: Group I (claims 1, 2, 5, 27 and 30-58), with traverse; and

regarding the requirement to elect a single disclosed species: Yenomite containing Phillipsite, also with traverse.

**REMARKS**

Applicant request that the restriction requirement, as it applies to Groups I and II be withdrawn. This aspect of the restriction requirement is respectfully traversed because the examiner has not applied the test he is required to apply to show patentable distinctness as between groups I and II (or as between II and III, or as between II and IV). Neither the paragraph setting out a discussion of the relation of groups I and III/IV as being related as combination and